BEST COPY
AVAILABLE

MONTANA LEGISLATIVE HISTORY

Chapter 690 19 91

Bill H 511 S _____ Original bill & history / C

H. Committee on Appropriations			S. Committee on Finance & Claims		
Hearing Date(s)	Mar 09	✓ C	Hearing Date(s)	Apr 03	✓ C
No House minutes were found re action taken		C		Apr 04	✓ C
		C			C
		C			C
Date Out		C		Apr 04	✓ C

Did this bill originate in an interim committee? ____Yes ____No

Committee _____ Report _____

Note: A Conference Committee was appointed, but its minutes were not published.

HOUSE BILL NO. 511

INTRODUCED BY R. JOHNSON, CLARK, THOMAS, COBB
BY REQUEST OF THE DEPARTMENT OF JUSTICE

IN THE HOUSE

JANUARY 31, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON APPROPRIATIONS.
FEBRUARY 1, 1991	FIRST READING.
MARCH 25, 1991	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
	PRINTING REPORT.
MARCH 27, 1991	SECOND READING, DO PASS.
MARCH 28, 1991	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 90; NOES, 6.
	TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 28, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON FINANCE & CLAIMS.
	FIRST READING.
APRIL 4, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
APRIL 8, 1991	SECOND READING, CONCURRED IN.
APRIL 9, 1991	THIRD READING, CONCURRED IN. AYES, 45; NOES, 0.
	RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 11, 1991	RECEIVED FROM SENATE.
	SECOND READING, AMENDMENTS NOT CONCURRED IN.

APRIL 15, 1991	ON MOTION, CONFERENCE COMMITTEE REQUESTED AND APPOINTED.
	IN THE SENATE
APRIL 16, 1991	ON MOTION, CONFERENCE COMMITTEE REQUESTED AND APPOINTED.
	IN THE HOUSE
APRIL 17, 1991	CONFERENCE COMMITTEE REPORTED.
APRIL 18, 1991	SECOND READING, CONFERENCE COMMITTEE REPORT ADOPTED.
APRIL 19, 1991	THIRD READING, CONFERENCE COMMITTEE REPORT ADOPTED.
	IN THE SENATE
APRIL 19, 1991	CONFERENCE COMMITTEE REPORT ADOPTED.
	IN THE HOUSE
APRIL 20, 1991	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.

HOUSE BILL NO. 511

INTRODUCED BY Debra Clark Thane Cobb

BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT PROCEEDS FROM THE SEIZURE OR FORFEITURE OF PROPERTY RELATED TO CONTROLLED SUBSTANCES ARE STATUTORILY APPROPRIATED; AMENDING SECTIONS 17-7-502, 44-12-206, AND 44-13-102, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 17-7-502, MCA, is amended to read:

"**17-7-502. Statutory appropriations -- definition -- requisites for validity.** (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-9-202; 2-17-105; 2-18-812; 10-3-203; 10-3-312; 10-3-314; 10-4-301; 13-37-304; 15-1-111; 15-25-123; 15-31-702; 15-36-112; 15-37-117; 15-65-121; 15-70-101; 16-1-404; 16-1-410; 16-1-411; 17-3-212; 17-5-404; 17-5-424; 17-5-804; 19-8-504; 19-9-702; 19-9-1007; 19-10-205; 19-10-305; 19-10-506; 19-11-512; 19-11-513; 19-11-606; 19-12-301; 19-13-604; 20-6-406; 20-8-111; 20-9-361; 23-5-306; 23-5-409; 23-5-610; 23-5-612; 23-5-1016; 23-5-1027; 27-12-206; 37-51-501; 39-71-2504; 44-12-206; 44-13-102; 53-6-150; 53-24-206; 61-2-406; 61-5-121; 67-3-205; 75-1-1101; 75-5-1108; 75-11-313; 76-12-123; 80-2-103; 82-11-136; 82-11-161; 90-3-301; 90-4-215; 90-4-613; 90-6-331; 90-9-306; and section 13, House Bill No. 861, Laws of 1985.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for

INTRODUCED BILL
HB 511

such payments. (In subsection (3), pursuant to sec. 10, Ch. 664, L. 1987, the inclusion of 39-71-2504 terminates June 30, 1991.)"

Section 2. Section 44-12-206, MCA, is amended to read:

"44-12-206. Disposition of proceeds of sale. (1) Whenever property is seized, forfeited, and sold under the provisions of this chapter, the net proceeds of the sale must be distributed as follows:

(a) to the holders of security interests who have presented proper proof of their claims, if any, up to the amount of their interests in the property;

(b) the remainder, if any, to the county treasurer of the county in which the property was seized, who shall establish and maintain a drug forfeiture account and deposit the remainder into the account, except as provided in subsections (1)(c) through (1)(e);

(c) if the property was seized within the corporate limits of a city or town by a law enforcement agency of that city or town, the remainder, if any, to the city or town treasurer, who shall establish and maintain a drug forfeiture account and deposit the remainder into the account, except as provided in subsections (1)(d) and (1)(e);

(d) if the property was seized by an employee of the state, the remainder, if any, to the account established in

subsection (3), except as provided in subsection (1)(e); and

(e) if the property was seized as a result of the efforts of more than one law enforcement agency, the remainder, if any, to the accounts required by this subsection (1), pro rata in the proportions represented by the agencies' expenses of investigation, as determined by the attorney general.

(2) All proceeds from any source that are deposited into a county, city, or town drug forfeiture account must in each fiscal year be appropriated to and remain available until expended by the confiscating agency for drug laws enforcement and education concerning drugs.

(3) Net proceeds received by the state under subsections (1)(d) and (1)(e) must be deposited in an account in the state special revenue fund to the credit of the department of justice. The department may expend the money in the account~~, as appropriated by the legislature,~~ only for purposes of enforcement of drug laws. The account is statutorily appropriated, as provided in 17-7-502, to the attorney general for enforcement of drug laws.

(4) The attorney general shall provide the legislature with a detailed, written report of the amounts and property credited to the account no later than 4 months after the end of each fiscal year. The attorney general may not disclose any information that would compromise any investigation or

prosecution."

Section 3. Section 44-13-102, MCA, is amended to read:

"44-13-102. Federal forfeitures deposited in account. Property and money forfeited under federal law and provided to the state by the federal government to support state and local law enforcement programs must be deposited to the special law enforcement assistance account established in 44-13-101. The account is statutorily appropriated, as provided in 17-7-502, to the attorney general for the support of state and local law enforcement programs."

NEW SECTION. **Section 4.** Effective date. [This act] is effective July 1, 1991.

-End-

1/31 REFERRED TO TAXATION
2/01 FIRST READING
2/12 HEARING
2/12 TABLED IN COMMITTEE

HB 511 INTRODUCED BY R. JOHNSON, ET AL.
PROVIDING STATUTORY APPROPRIATION OF DRUG-RELATED PROPERTY FORFEITURES
BY REQUEST OF DEPARTMENT OF JUSTICE

1/31	INTRODUCED		
1/31	REFERRED TO APPROPRIATIONS		
2/01	FIRST READING		
3/07	HEARING		
3/25	COMMITTEE REPORT—BILL PASSED		
3/27	2ND READING PASSED	85	6
3/28	3RD READING PASSED	90	6
	TRANSMITTED TO SENATE		
3/28	FIRST READING		
3/28	REFERRED TO FINANCE & CLAIMS		
4/02	HEARING		
4/04	COMMITTEE REPORT—BILL CONCURRED AS AMENDED		
4/08	2ND READING CONCURRED	49	0
4/09	3RD READING CONCURRED	45	0
	RETURNED TO HOUSE WITH AMENDMENTS		
4/11	2ND READING AMENDMENTS NOT CONCURRED	93	4
4/13	CONFERENCE COMMITTEE APPOINTED		
4/17	CONFERENCE COMMITTEE REPORT NO. 1		
4/18	2ND READING CONFERENCE COMMITTEE REPORT NO. 1 ADOPTED	95	1
4/19	3RD READING CONFERENCE COMMITTEE REPORT NO. 1 ADOPTED	92	6
	SENATE		
4/16	CONFERENCE COMMITTEE APPOINTED		
4/17	CONFERENCE COMMITTEE REPORT NO. 1		
4/18	2ND READING CONFERENCE COMMITTEE REPORT NO. 1 ADOPTED	47	0
4/19	3RD READING CONFERENCE COMMITTEE REPORT NO. 1 ADOPTED	49	0
4/24	SIGNED BY SPEAKER		
4/24	SIGNED BY PRESIDENT		
4/24	TRANSMITTED TO GOVERNOR		
4/27	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 690	EFFECTIVE DATE: 7/01/91	

HB 512 INTRODUCED BY SIMPKINS
BALANCED STATE BUDGET BASED UPON PREVIOUS YEARS' STATE REVENUES

1/31 INTRODUCED
1/31 REFERRED TO APPROPRIATIONS
2/01 FIRST READING
3/11 HEARING
3/15 HEARING
3/23 TABLED IN COMMITTEE

HB 513 INTRODUCED BY SIMPKINS
REQUIRE THE BOARD OF COUNTY COMMISSIONERS TO ORDER A REFUND OF CERTAIN TAXES

1/31 INTRODUCED
1/31 REFERRED TO TAXATION

excellent hearing and said it was a major philosophical decision the Legislature has to make.

HEARING ON HB 511

Providing Statutory Appropriation of Drug-related Property Forfeitures

Presentation and Opening Statement by Sponsor: **REP. ROYAL JOHNSON, HD 88, Billings** said this Bill is a situation to allow the Attorney General's Office to put to use money, products, etc. that are seized in drug arrests or investigations. When the county receives money they can, in fact, spend it at their discretion for things also within the law. They don't want to change any of those things, all they want to do is have the Justice Department have the same opportunity. Once it goes into the Justice Department, in their special fund, then they have to come to the Committee or the Legislature to get money out of that fund. This fund has had about $20,000 the last couple of years. It is allocated for specific purposes, it is collected in a specific way and can only be spent in specific ways. If the Justice Department is going to run the drug enforcement activities then they should be able to spend it when they need it.

Proponents' Testimony: **Mick Robinson, Department of Justice** said the law that was passed originally in the case of the forfeiture funds had enough specific guidance within the statute that it reads as if the Attorney General has discretion to spend the funds for drug related activities. It is very specific in terms of what those expenditures can go toward. They have never had specific needs that were apparent at the particular point they could go to the Subcommittee and say this is what they are going to spend this on. They have had situations come up during drug investigations where the access to that money would have been very helpful to move that investigation on to proper courts. They have not been able to do it through the budget amendment process for the drug investigations because of the timeliness of that process. In drug investigations, for example, the use of buy-money for drug buys or the use of the money to pay for overtime for local law enforcement to aid them in drug investigations does not fit within the time-line of the budget amendment process. They have tried to do that but before they can get to that process the investigation has had to take some other route in order to conclude it. Another area that he thinks they will be facing in the near future that is going to be an unpredictable event is if they investigate a type of drug lab. They end up confiscating or coming up with chemicals in that drug lab that have to be disposed of which becomes a very difficult process and very expensive because they can only dispose of them in certain manners and certain areas. Those are the types of things they would envision that this money would be used for in terms of the statutory appropriation to address those unpredictable, immediate investigation needs within the drug

laws. They think there is enough specific guidance within the statute. There is a requirement the Attorney General must provide a written report to the Legislature within four months of the close of the fiscal year. That has been done in the past and will be done on an ongoing basis. For those reasons he asked support for this Bill.

Questions From Committee Members: **REP. THOFT** said he was surprised at the small amount of money after several drug busts and asked if anything is being confiscated. **Mr. Robinson** said they have had, in the last part of December, two substantial forfeitures that ended up increasing that particular fund. The information they gave **REP. JOHNSON** had a $40,000 balance in the federal forfeiture fund and that balance has increased to $126,000. They do have throughout the state some residential properties that have been seized as a part of that forfeiture process but when you deal with real property it becomes a very complicated, time consuming process to get it through the legal process.

REP. QUILICI asked how the funds in the federal forfeiture fund are allocated? **Mr. Robinson** said there is a formula that's included in the present statute that gives a guidance on how it is allocated and depends on the involvement of the state and county law enforcement. Under the state forfeiture statute the Attorney General will make the allocation. Under the federal forfeiture statute the United States Government will allocate to the State of Montana what they think is appropriate in that particular case. **REP. BARDANOUVE** said most of the money is from the federal not the state. **Mr. Robinson** said the $127,000 is federal and $7500 is the balance in the state forfeiture account. **REP. QUILICI** asked if of the federal money goes into the respective counties where the drug bust occurred? **Mr. Robinson** said if there were local law enforcement involved in the investigation, there would be an allocation directly to the local law enforcement agencies.

REP. BRADLEY asked if this had been in place the last Biennium what would they be reporting to the Committee? **Mr. Robinson** said over the last Biennium they would have probably used $25,000 to $30,000 of the federal forfeiture money for additional buy money in large drug investigations. Some of the money would be returned and some would not, so it is an expenditure is lost. **REP. BRADLEY** asked what is going to happen to this account? If it is this large, obviously it is going to get larger. **Mr. Robinson** said he can't predict what is going to happen. This particular federal forfeiture account has been in existence since 1985 and up until this last year the amounts flowing into that were very minimal. This last year they have come up with a couple of large cash inflows. The other situation was with the Highway Patrol in the area of Deer Lodge.

REP. CODY asked if the money in these funds is held as evidence? **Mr. Robinson** said at the time it is deposited in these special

revenue accounts and the legal process has been completed then it becomes the state's money.

Closing by Sponsor: REP. JOHNSON said they ought to let them run their business the way they ought to run it if they are going to do what they have to do in the State of Montana.

HEARING ON HB 548

Amend Crime Victim Compensation to provide benefits to relative of injured victim

Presentation and Opening Statement by Sponsor:

REP. VIVIAN BROOKE, HD 56, Missoula said this bill attempts to divert a percentage of the fines received from District Courts from the state general fund to the crime victim's compensation for the purpose of having broader coverage for secondary victims. At the present time through the crime victim's compensation fund, we cover secondary victims and those persons who are killed or die as a result of a homicide or crime, and the secondary victims are entitled to receive some benefits. This Bill broadens the language so that secondary victims of crimes that are serious felonies, are defined as spouse, parent, child, brother or sister of a victim who receives mental health treatment. That is the specific appropriation.

Ed Hall, Administrator, Board of Crime Control said the amendment, **EXHIBIT 5** that they would like to propose is on Page 2, Line 7. The Bill is changed to reduce the amount from that particular fund from 23% to 18% and to increase the victim's compensation fund, Page 2, Line 16, from 16.9% to 1.9%. From their computations and estimates it would generate more revenue than is needed so their amendment would be to reduce it. Page 2, Line 7, strike 18% and insert 21% and on Page 2, Line 16 strike 21.9% and insert 18.9%. They think it will only take 2% rather than 5% to cover the expenditure.

Questions From Committee Members: **REP. PECK** told **REP. BROOKE** the Bill does not define the term used on Page 5, Line 1, Mental Health treatment. That is a very broad phrase. **REP. BROOKE** said she understands the concern and asked **Cheryl Bryant, Director of the Crime Victims Compensation,** to address that. **Ms. Bryant** said mental health treatment has a fairly common understandable meaning. By rule, it states that mental health treatment can be paid for if provided by a licensed, mental health counselor. **REP. PECK** said it sounded to him like psychological counseling, not mental health treatment which he feels is a much broader term. **Ms. Bryant** said at the current time they are paying mental health treatment for primary victims and that takes a variety of forms, either individual or group therapy, by a licensed provider. In some cases it could be in-patient psychotherapy by medical providers in licensed facilities such as St. Patrick's Hospital or other in-patient facilities. **EXHIBIT 3.**

HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

ROLL CALL DATE 3/7/91

NAME	PRESENT	ABSENT	EXCUSED
REP. FRANCIS BARDANOUVE, CHAIRMAN	✓		
REP. RAY PECK, VICE-CHAIRMAN	✓		
REP. DOROTHY BRADLEY	✓		
REP. JOHN COBB	✓		
REP. DOROTHY CODY	Came in 9:30		✓
REP. MARY ELLEN CONNELLY	✓		
REP. ED GRADY	✓		
REP. LARRY GRINDE			✓
REP. JOHN JOHNSON	✓		
REP. MIKE KADAS	✓		
REP. BERV KIMBERLEY	✓		
REP. WM. "RED" MENAHAN	✓		
REP. JERRY NISBET	✓		
REP. MARY LOU PETERSON	✓		
REP. JOE QUILICI	✓		
REP. CHUCK SWYSGOOD	✓		
REP. BOB THOFT	✓		
REP. TOM ZOOK	✓		

HEARING ON HOUSE BILL 511

Presentation and Opening Statement by Sponsor:

Representative Royal Johnson, House District 88, Billings, said HB 511 would provide proceeds from the seizure of drug related incidents to be allocated and statutorily approved to the state, as they are in the counties, cities, etc. This particular fund arises when drug enforcement people raid or pick up drug related properties from people who have illegal drugs. If the state is part of that drug raid, and the county and city are also part of that drug raid, they all share in those proceeds. Once the seizure has taken place, all of these people benefit some from whatever is confiscated. Cities and Counties now may spend their proceeds the way they see fit, as long as it comes under drug related activities. The law sets up how it is going to be spent, when it will be spent, etc. The state has a different situation. When they get any money it goes into the fund, and to get any money out they have to either come to the legislature or to the interim committees. That is a costly and lengthy process. This bill proposes it go into the fund and be statutorily approved by the Dept. of Justice. The bill provides the Attorney General give an accounting 4 months after the end of each fiscal year. He said the drug fund got up to about $16,000 late in November of last year, but with a couple of big raids, there could be big money in the fund. The Appropriations committee was concerned about how high the fund would go. Rep. Johnson thinks as long as the legislature meets every 2 years, it would be possible for the legislature to regulate how high the fund would get. In the meantime it allows the Justice Department to prosecute, and follow-up in the apprehension of people involved in the drug trafficking in the state of Montana.

Proponents' Testimony:

Mick Robinson, Department of Justice, said there have been a number of instances in drug related situations where it has become unworkable to move through the budget amendment process. That process takes from one to three months in order to get money appropriated. Drug investigation has continued on and has had to take a different approach rather than the approach they would like to have used. We have used the budget amendment process in equipment situations when the time factor was not a real constraint. We have also purchased some investigative radios for the drug investigators. The reason for the statutory appropriation becomes one where the time factor is a critical element in many drug investigations and to have the use of this forfeiture money to move the investigation along would enhance the investigative capabilities.

Opponents' Testimony:

None.

Questions From Committee Members:

Senator Keating asked Mr. Robinson if the drug enforcement monies were appropriated in the normal order of business for the biennium.

Mr. Robinson said they do have some money appropriated, but they do not have money appropriated for the payment of local law enforcement in terms of the use of their overtime to aid in a drug investigation.

Senator Keating questioned if this bill passes, and you would have the statutory appropriation and the latitude of using the money, is that not an additional appropriation to what you would normally receive. Mr. Robinson said yes, it would be.

Closing by Sponsor:

Rep. Johnson closed by saying it is important that there is a way to monitor and keep a check on this in order to know how much money is there on a continuing basis. He thinks we should not hamper our drug enforcement people in any way.

HEARING ON HOUSE BILL 508

Presentation and Opening Statement by Sponsor:

Representative Mike Kadas, House District 55, Missoula, said HB 508 is a bill that brings Montana into the Pacific Northwest Economic Region. It brings different state governments together to see how we can work together, particularly on economic development. (Exhibit 11) Rep. Kadas referred to exhibit 11 and said one of the issues is tourism and another is recycling. A major problem with recycling is there is not developed markets for recycled materials. Another area is in telecommunications. Montana could get a tremendous amount of expertise by being able to use some of the faculty in Oregon and Washington who have national reputations in telecommunications. The bill takes a small appropriation. The dues for this organization are $15,000 a year for the small states and $25,000 for the larger states and provinces. Other states and provinces have agreed that if we can't come up with the money this session, they still want us. We don't have dues in this bill, but we do have $7800 for travel so we can send a couple of members there. The $7800 came from the weather monitoring bureau.

ROLL CALL

FINANCE & CLAIMS COMMITTEE

DATE 4-2-91

____ LEGISLATIVE SESSION ____

NAME	PRESENT	ABSENT	EXCUSED
SENATOR JACOBSON CHAIRMAN	✓		
SENATOR JERGESON, VICE CHAIRMAN	✓		
SENATOR AKLESTAD	✓		
SENATOR BECK	✓		
SENATOR BENGTSON	✓		
SENATOR BIANCHI	✓		
SENATOR DEVLIN	✓		
SENATOR FRITZ	✓		
SENATOR HAMMOND	✓		
SENATOR HARDING	✓		
SENATOR HOCKETT	✓		
SENATOR KEATING	✓		
SENATOR MANNING	✓		✓
SENATOR NATHE	✓		
SENATOR STIMATZ	✓		

Each day attach to minutes.

ROLL CALL

FINANCE & CLAIMS COMMITTEE, CONTINUED

DATE _____

____ LEGISLATIVE SESSION ____

NAME	PRESENT	ABSENT	EXCUSED
SENATOR TVEIT			L
SENATOR VAUGHN	✓		
SENATOR WATERMAN	✓		
SENATOR WEEDING	✓		
Senator Franklin	✓		

Each day attach to minutes.

EXECUTIVE ACTION ON HOUSE BILL 511

Amendments, Discussion, and Votes:

Senator Nathe moved amendments to HB 511. (amendment attached as Exhibit 2)

Senator Nathe said this amendment limits the statutory appropriations to $50,000 a year.

Senator Nathe's motion to amend HB 511 carried unanimously.

Senator Nathe moved that HOUSE BILL 511 AS AMENDED BE CONCURRED IN.

Recommendation and Vote:

Motion that HOUSE BILL 511 AS AMENDED BE CONCURRED IN carried unanimously.

EXECUTIVE ACTION ON HOUSE BILL 365

Motion:

Senator Beck moved that HOUSE BILL 365 BE CONCURRED IN.

Recommendation and Vote:

Motion that HOUSE BILL 365 BE CONCURRED IN carried unanimously.

EXECUTIVE ACTION ON HOUSE BILL 645

Amendments, Discussion, and Votes:

Senator Nathe moved to amend HB 645 in the title on line 9 to provide for an immediate effective date, and on line 20 following the period to provide for an immediate effective date on passage and approval, a new Section 2.

Senator Nathe's motion to amend HB 645 carried unanimously.

Senator Nathe moved that HB 645 AS AMENDED BE CONCURRED IN.

Recommendation and Vote:

Motion that HB 645 AS AMENDED BE CONCURRED IN carried unanimously.

ROLL CALL

FINANCE & CLAIMS COMMITTEE

DATE 4/4/91

____ LEGISLATIVE SESSION ____ noon meeting

NAME	PRESENT	ABSENT	EXCUSED
SENATOR JACOBSON CHAIRMAN	✓		
SENATOR JERGESON, VICE CHAIRMAN	✓		
SENATOR AKLESTAD	✓		
SENATOR BECK	✓		
SENATOR BENGTSON	✓		
SENATOR BIANCHI	✓		
SENATOR DEVLIN	✓		
SENATOR FRITZ	✓		
SENATOR HAMMOND	✓		
SENATOR HARDING	✓		
SENATOR HOCKETT	✓		
SENATOR KEATING	✓		
SENATOR MANNING			✓
SENATOR NATHE	✓		
SENATOR STIMATZ	✓		

Each day attach to minutes.

ROLL CALL

FINANCE & CLAIMS COMMITTEE, CONTINUED

DATE_____

____ LEGISLATIVE SESSION ____

NAME	PRESENT	ABSENT	EXCUSED
SENATOR TVEIT	✓		
SENATOR VAUGHN	✓		
SENATOR WATERMAN	✓		
SENATOR WEEDING	✓		
Senator Franklin	✓		

Each day attach to minutes.

SENATE STANDING COMMITTEE REPORT

April 4, 1991

MR. PRESIDENT:

We, your committee on Finance and Claims having had under consideration House Bill No. 511 (third reading copy -- blue), respectfully report that House Bill No. 511 be amended and as so amended be concurred in:

1. Page 4, line 18.
Strike: "The account"
Insert: "An amount up to $50,000 each year"

2. Page 4, line 20.
Following: "."
Insert: "Any expenditure in excess of $50,000 each fiscal year requires approval through budget amendment, as provided in Title 17, chapter 7, part 4."

3. Page 5, line 8.
Strike: "The account"
Insert: "An amount up to $50,000 each fiscal year"

4. Page 5, line 10.
Following: "."
Insert: "Any expenditure in excess of $50,000 each fiscal year requires approval through budget amendment, as provided in Title 17, chapter 7, part 4."

Signed: Judy H. Jacobson
Judy H. Jacobson, Chairman

4/4/91
And. Coord.

4-4-91
Sec. of Senate

Amendments to House Bill No. 511
Third Reading Copy

Requested by Senator Jacobson
For the Committee on Senate Finance and Claims

Prepared by Clayton Schenck
April 3, 1991

1. Page 4, line 18.
Strike: "The account"
Insert: "An amount up to $50,000 each year"

2. Page 4, line 20.
Following: "."
Insert: "Any expenditure in excess of $50,000 each fiscal year requires approval through budget amendment, as provided in Title 17, chapter 7, part 4."

3. Page 5, line 8.
Strike: "The account"
Insert: "An amount up to $50,000 each fiscal year"

3. Page 5, line 10.
Following: "."
Insert: "Any expenditure in excess of $50,000 each fiscal year requires approval through budget amendment, as provided in Title 17, chapter 7, part 4."

This amendment limits the statutory appropriations to $50,000 per year for both the net proceeds received by the state for forfeited property and federal forfeitures distributed to the state. All additional expenditures would require a budget amendment.

SENATE FINANCE AND CLAIMS
EXHIBIT NO. 2
DATE 4-4-91
BILL NO. HB 511